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5  
6 IN THE UNITED STATES DISTRICT COURT FOR THE  
7 EASTERN DISTRICT OF CALIFORNIA  
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9

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CR.S. 04-406 FCD  
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13 )  
14 Charley Joseph Stephenson, )  
15 Defendant. )  
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) JOINT STIPULATION TO CONTINUE  
) STATUS HEARING  
)  
) Date: February 6, 2006  
) Time: 9:30 a.m.  
) Court: Honorable Frank C.  
Damrell Jr.

1 )  
2 COMES NOW the United States of America, by and through its  
3 attorneys, McGregor W. Scott, United States Attorney for the  
4 Eastern District of California, and Kymberly A. Smith, Assistant  
5 United States Attorney, as well as James R. Greiner counsel for  
6 defendant, and respectfully request that the change of plea  
7 hearing currently scheduled for Monday, February 6, 2006, be  
8 continued to Tuesday, February 21, 2006, at 9:30 a.m. The  
9 parties who are in the midst of negotiations are waiting to  
10 receive additional information which is material to the  
11 disposition of this matter. The parties also request that time  
12 continue to be excluded for preparation of counsel, pursuant to  
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1 Local Code T4, and Title 18, United States Code, Section  
2 3161(h)(8)(B)(iv).

3 Respectfully submitted,  
4 McGREGOR W. SCOTT  
United States Attorney

5 /s/ Kymberly A. Smith  
6 KYMBERLY A. SMITH  
7 Assistant United States Attorney

8 /s/ Kymberly Smith for James R. Greiner  
9 JAMES R. GREINER, Attorney at Law  
Counsel for defendant, Charley Joseph  
Stephenson

10 ~~~~~ **ORDER**

11 Based upon the foregoing and for good cause shown, it is  
12 hereby **ORDERED** that the change of plea hearing currently  
13 scheduled for Monday, February 6, 2006, be and the same hereby is  
14 **CONTINUED** to Tuesday, February 21, 2006, at 9:30 a.m., all  
15 parties to be present.

16 It is **FURTHER ORDERED** that at the request of both parties,  
17 time shall continue to be excluded for preparation of counsel,  
18 pursuant to Local Code T4, and Title 18, United States Code,  
19 Section 3161(h)(8)(B)(iv), through February 21, 2006.

20 IT IS SO ORDERED.

21 DATED: February 6, 2006

22 /s/ Frank C. Damrell Jr.  
23 THE HONORABLE FRANK C. DAMRELL, JR.  
24 United States District Court  
Eastern District of California